

## Message Text

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PAGE 01 STATE 119399  
ORIGIN ORM-02

INFO OCT-01 AF-10 ISO-00 DHA-02 SCA-01 VO-03 SSO-00  
/019 R

DRAFTED BY D/HA/ORM:LARTHUR:CML  
APPROVED BY D/HA - JLCARLIN  
D/HA/ORM - SCLOWMAN  
AF/S - RPERRY (SUBS)  
SCA/VO - JMCHALE (SUBS)  
-----241751Z 024916 /41  
O 241714Z MAY 77  
FM SECSTATE WASHDC  
TO AMEMBASSY MBABANE IMMEDIATE

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E.O. 11652: N/A

TAGS: SREF, CIVS, WZ (ROBERT KIMERA)

SUBJECT: REQUEST FOR ASYLUM

REF: (A) MBABANE 1327; (B) 2 FAM 227, 228, 229; (C) 74  
STATE A-6610

1. WE HAVE CONSISTENTLY HELD THE OPINION THAT ASYLUM IS THE RIGHT AND RESPONSIBILITY OF THE COUNTRY IN WHICH THE REQUEST IS MADE. WE, THEREFORE, VIEW THIS TO BE A PROBLEM BETWEEN SWAZILAND AND UGANDA. AS THE UNITED KINGDOM EXTENDED APPLICATION OF THE CONVENTION RELATING TO THE STATUS OF REFUGEES TO COUNTRIES, INCLUDING SWAZILAND, FOR WHICH THE UK GOVT WAS THEN RESPONSIBLE, THERE WOULD THEN BE CERTAIN INTERNATIONAL TREATY OBLIGATIONS BINDING THE GOV. OF SWAZILAND REGARDING THE TREATMENT OF REFUGEES. THE MOST IMPORTANT IS THE PROHIBITION AGAINST THE EXPULSION  
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(REFOULEMENT) OF A REFUGEE TO A COUNTRY WHERE THE PERSON'S LIFE OR FREEDOM WOULD BE JEOPARDIZED BECAUSE OF PERSECUTION.

2. SHOULD KIMERA FEEL THREATENED BY UGANDANS IN SWAZILAND, HE SHOULD SEEK THE PROTECTION OF THE LOCAL AUTHORITIES. UNHCR REP FOR SOUTHERN AFRICA, WHOSE OFFICE IS LOCATED IN

BOTSWANA, MAY BE ABLE TO PROVIDE ASSISTANCE IN OBTAINING

THIRD COUNTRY RESETTLEMENT, EITHER AS A RESULT OF DIRECT APPEALS BY KIMERA OR GOV. OF SWAZILAND, AND WOULD INTERVENE ON HIS BEHALF TO PREVENT FORCIBLE REPATRIATION TO UGANDA IF SUCH ACTION WERE CONTEMPLATED.

3. WE ARE UNABLE TO CONSIDER KIMERA'S REQUEST FOR ASYLUM IN THE U.S. AT THIS TIME. EMBASSY BELIEVES IT UNLIKELY THAT HE IS IN DANGER IN SWAZILAND. SHOULD HE CONTINUE TO DESIRE ENTRY INTO U.S., HE WOULD HAVE TO APPLY THROUGH REGULAR VISA CHANNELS.

4. SCA/VO SAYS THAT APPROPRIATE POSTS MAY ACCEPT SUCH IV APPLICATIONS FROM ANY ALIEN WHO IS PHYSICALLY PRESENT IN THE CONSULAR DISTRICT. VANCE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** POLITICAL ASYLUM, REFUGEES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 24-May-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE119399  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** LARTHUR:CML  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770185-0130  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770523/aaaaatmx.tel  
**Line Count:** 78  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 184dd18a-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN ORM  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 MBABANE 1327  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 18-Apr-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2388062  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** REQUEST FOR ASYLUM  
**TAGS:** SREF, CVIS, WZ, UG, (ROBERT KIMERA)  
**To:** MBABANE  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/184dd18a-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009